

AMENDED IN ASSEMBLY MARCH 18, 2010

CALIFORNIA LEGISLATURE—2009—10 REGULAR SESSION

**ASSEMBLY BILL**

**No. 1962**

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**Introduced by Assembly Member Chesbro**

February 17, 2010

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An act to ~~repeal Section 5044 of~~ *add Section 5565.5 to the Public Resources Code, relating to state parks real property.*

LEGISLATIVE COUNSEL'S DIGEST

AB 1962, as amended, Chesbro. ~~State parks: Columbia Historic State Park. Real property: parks and open space: Sonoma County Agricultural Preservation and Open Space District: irrevocable offers of dedication.~~

*Existing law authorizes a regional park district, regional park and open-space district, or regional open-space district to plan, adopt, lay out, plant, develop, and otherwise improve, extend, control, operate, and maintain a system of public parks, playgrounds, golf courses, beaches, trails, natural areas, ecological and open-space preserves, parkways, scenic drives, boulevards, and other facilities for public recreation, for the use and enjoyment of the inhabitants of the district, and to select, designate, and acquire land, or rights in land, within or without the district, to be used and appropriated for those purposes.*

*This bill would authorize an irrevocable offer of dedication of an interest in real property for any of those uses and purposes to be made to the Sonoma County Agricultural Preservation and Open Space District, with the consent of the board of directors of the district. The bill would require the offer of dedication to be executed, acknowledged, and recorded in the same manner as a conveyance of real property, and would provide that, when recorded in the office of the county recorder, the offer of dedication is irrevocable and may be accepted at*

*any time by the board of directors of the district. The bill would provide a process by which the offer of dedication may be terminated, and the right to accept the offer abandoned, by the board of the directors of the district.*

~~Existing law authorizes the Department of Parks and Recreation to enter into a contract with a natural person, corporation, partnership, or association, for construction, maintenance, and operation of a concession within a unit of the state park system. Existing law requires the department, at the request of the concessionaire, to extend until January 1, 1984, the term of any concession contract within Columbia Historic State Park.~~

~~This bill would repeal that obsolete provision with regard to a concession contract within Columbia Historic State Park.~~

Vote: majority. Appropriation: no. Fiscal committee: no.  
State-mandated local program: no.

*The people of the State of California do enact as follows:*

- 1     *SECTION 1. Section 5565.5 is added to the Public Resources*
- 2     *Code, to read:*
- 3     *5565.5. (a) With the consent of the Board of Directors of the*
- 4     *Sonoma County Agricultural Preservation and Open Space*
- 5     *District, an irrevocable offer of dedication of an interest in real*
- 6     *property for any of the uses or purposes authorized by this article*
- 7     *may be made to the district pursuant to this section. The offer of*
- 8     *dedication shall be executed, acknowledged, and recorded in the*
- 9     *same manner as a conveyance of real property. The offer of*
- 10    *dedication, when recorded in the office of the county recorder,*
- 11    *shall be irrevocable and may be accepted at any time by the board*
- 12    *of directors of the district.*
- 13    *(b) The offer of dedication may be terminated, and the right to*
- 14    *accept the offer abandoned, by the board of directors of the district*
- 15    *in the same manner as is prescribed for the summary vacation of*
- 16    *streets or highways by Part 3 (commencing with Section 8300) of*
- 17    *Division 9 of the Streets and Highways Code.*
- 18    *(c) The procedure prescribed by this section is alternative to*
- 19    *any other procedure authorized by law.*
- 20    *SEC. 2. The Legislature finds and declares that a special law*
- 21    *is necessary and that a general law cannot be made applicable*
- 22    *within the meaning of Section 16 of Article IV of the California*

1 *Constitution because of the unique need of the Sonoma County*  
2 *Agricultural Preservation and Open Space District to provide a*  
3 *means by which potential sellers of real property interests may*  
4 *provide an irrevocable offer of dedication to the district for those*  
5 *real property interests.*

6 ~~SECTION 1. Section 5044 of the Public Resources Code is~~  
7 ~~repealed.~~

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